

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

|                           |   |                           |
|---------------------------|---|---------------------------|
| UNITED STATES OF AMERICA, | ) | CR NO. 05-00161 HG        |
|                           | ) |                           |
| Plaintiff,                | ) | REPORT AND RECOMMENDATION |
| vs.                       | ) | CONCERNING PLEA OF GUILTY |
|                           | ) |                           |
| JAY PADAYAO,              | ) |                           |
|                           | ) |                           |
| Defendant.                | ) |                           |
| _____                     | ) |                           |

REPORT AND RECOMMENDATION  
CONCERNING PLEA OF GUILTY

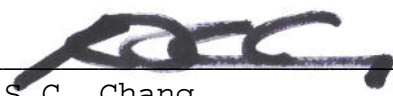
The defendant, by consent, has appeared before me pursuant to Rule 11, Fed.R.Crim.P., and has entered a plea of guilty to Count 1 of the Indictment. After examining the defendant under oath, I determined that the defendant is fully competent and capable of entering an informed plea, that the guilty plea was intelligently, knowingly and voluntarily made, and that the offense charged is supported by an independent basis in fact establishing each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted and that the defendant

be adjudged guilty and have sentence imposed accordingly.

IT IS SO RECOMMENDED.

DATED: Honolulu, Hawaii, February 16, 2005.



  
Kevin S.C. Chang  
United States Magistrate Judge

**NOTICE**

Failure to file written objections to this Report and Recommendation within ten (10) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. § 636(b)(1)(B).

CRIMINAL NO. 05-00161 HG; USA vs. JAY PADAYAO; REPORT AND RECOMMENDATION CONCERNING PLEA OF GUILTY